



DEPARTMENT OF ENVIRONMENTAL PROTECTION
Monthly Enforcement Report
for actions during March 2017
DISTRIBUTED: April 5, 2017

This report has been prepared to satisfy a statutory obligation under 38 M.R.S. § 349(7) that the Maine Department of Environmental Protection has to inform the public of certain enforcement resolutions. Please contact Ronald Mongeon at (207) 287-7740 or ronald.mongeon@maine.gov for additional information regarding the activities listed in this report.

The following cases were resolved to: achieve compliance with the law; remediate environmental damage; restore natural resources to appropriate conditions; and impose penalties to deter similar actions in the future.

Consent Agreements Approved by the Commissioner and Office of the Attorney General (party followed by location):

Asbestos:

Safe Environmental Solutions, South Portland, Maine. Safe Environmental Solutions, (“SES”) is a corporation authorized to conduct business in Maine. SES is licensed to operate an asbestos abatement contractor business in Maine. In August of 2016, Department staff, during a routine on-site inspection, observed that there was no work area containment formed by covering the walls and ceiling with a minimum of 2 layers of 4-mil polyethylene sheeting or 1 layer of 6-mil polyethylene sheeting, nor was the floor covered with a minimum of 2 layers of 6-mil polyethylene sheeting in the area where SES personnel were removing suspected asbestos-containing material. Department staff also observed that SES personnel had not established a decontamination facility or remote decontamination facility for the decontamination of workers, materials and equipment. By failing to create proper containment and decontamination facilities, SES violated the Department’s *Asbestos Management Regulations*, 06-096 C.M.R. ch. 425. To resolve these violations SES agreed to pay a civil monetary penalty to the *Treasurer, State of Maine*, in the amount of three thousand dollars (\$3,000.00).

Water:

Town of Wiscasset, Wiscasset Maine. The Town of Wiscasset (Wiscasset) was issued a Maine Waste Discharge License (“WDL”) / Maine Pollutant Discharge Elimination System (“MPDES”) Permit for a public wastewater collection and treatment system. During the period of August of 2012 and June of 2015, Wiscasset had exceedances of either the monthly, weekly or daily limits of biochemical oxygen demand limits and fecal coliform bacteria concentration limits. During the same period, Wiscasset also: failed to follow approved methods for enumeration of bacteria; failed to obtain proper samples; failed to conduct calculation as specified in approved methods; failed to notify the Department within 24 hours and follow up in writing within five (5) days of a sever upset condition; and failed to maintain in good working order and operate at maximum efficiency all waste water collection, treatment and/or control facilities. Wiscasset’s exceedances and failures listed above represent violations of its WDL/MPDES permit and 38 M.R.S. § 414(5). Wiscasset has made multiple repairs and replacements of equipment in the treatment system since the listed violations. To resolve these



DEPARTMENT OF ENVIRONMENTAL PROTECTION
Monthly Enforcement Report
for actions during March 2017

DISTRIBUTED: April 5, 2017

This report has been prepared to satisfy a statutory obligation under 38 M.R.S. § 349(7) that the Maine Department of Environmental Protection has to inform the public of certain enforcement resolutions. Please contact Ronald Mongeon at (207) 287-7740 or ronald.mongeon@maine.gov for additional information regarding the activities listed in this report.

violations, Wiscasset has agreed to: implement proper sampling, reporting and QA/QC practices in accordance with its permit and 40 C.F.R. Part 136; submit for review and approval, draft bid solicitation documents for evaluation of operational and maintenance needs and practices; solicit bids for the evaluation; have the evaluation completed; and complete the actions in compliance with the schedule approved by the Department and adhere to all recommendations of the evaluation. In addition, Wiscasset agreed to a civil monetary penalty, to be paid to the *Treasurer, State of Maine*, of seventeen thousand three hundred and ten dollars (\$17,310.00) with all but two thousand three hundred and ten dollars (\$2,310.00) suspended provided that Wiscasset complies with the other corrective actions, terms and conditions of the Consent Agreement.